Application Number	R		Applicant(s)/Patent under Reexamination  (ASAHARA ET AL.				
Document Code - DISQ		Internal Do	cument – DO NOT MAIL				
TERMINAL DISCLAIMER	(文 APPROVED		☐ DISAPPROVED				
Date Filed : July 5, 2006	This patent is subject to a Terminal Disclaimer						
Approved/Disapproved by:							
Henry D. Jefferson							

U.S. Patent and Trademark Office

## T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:		-	11-Jul-06	APPL. S. N:	10727330				
To Exam	iner:		CHANG, KENT WU	Art Unit	2629				
From			Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: Cas Drop-Off Location	JEF-2D68				
SUBJEC	<b>r:</b> Decisio	n on Te	erminal Disclaimer(T.D.) filed:						
form par or have a	agraphs io	dentifie ions, pl	d by this informal memo in your i ease see me or the Special Progra	next Office action to notify applica am Examiner. THIS IS AN INFORM					
please in	itial, date	and re	turn this memo to me. THANK YC	OU.					
[☑:	The T.D.	is PROI	PER and has been recorded (see	14.23).					
	The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24):								
		The TD fee of has not been submitted nor is there any authorization in the application file for the use of a deposit account							
		The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).							
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).							
		The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).							
		The person who signed the T.D.:							
			is not an attorney "of record"	(see 14.29 and 14.29.01).					
			has failed to state his/her capa	acity to sign for the business entit	ty (see 14.28).				
			is not recognized as an officer	of the assignee (see 14.29 & pos	sible 14.29.02).				
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).							
		The T.D. is not signed (see 14.26 & 14.26.03).							
		The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).							
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).							
		The pe	eriod disclaimed is incorrect or no	t specified (see 14.26, 14.27.02 c	or 14.26.03).				
		Other:			Fag.				
		Suggestion to request refund (see 14.36). NOTE: If already authorized, credit refund to deposit account and do not check this item.							
I have a	propriate	ely notif	fied applicant(s) of the status of t	he Terminal Disclaimer filed in th	is case.				
Ex.Initial	s:		Date:		Log Date:				

## 123575.A10

PRESERVED CENTRAL FAX GENTER JUL 0 5 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mitsuhiro KASAHARA et al.

Appl. No. : 10/727,330

Group Art Unit: 2629

Filed

: December 4, 2003

Examiner: Kent Wu Chang

Confirmation No.: 5956

For

: DISPLAY DEVICE AND LUMINANCE CONTROL

**METHOD THEREFOR** 

**TERMINAL DISCLAIMER** 

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571)273-8300 on July 5, 2008.

Steven Wegman

Reg. No. 31,438

B pages (including cover sheet).

Signature

Steve Wegman, Reg. No. 31,438

Commissioner of Patents
U.S. Patent and Trademark Office
Customer Service Window, Mall Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Your petitioner, Matsushita Electric Industrial Co., Ltd., a corporation of Japan, whose business address is 1006, Oaza Kadoma, Kadoma-shi, Osaka 571-8501 Japan, represents that it is the owner of record of the entire right, title and interest of U.S. Patent Application No. 10/727,329 and the above-identified '330 application by virtue of an assignment recorded in the U.S. Patent and Trademark Office on July

1

97/86/2086 TLD111

62828866 198889

10727330

91 FC:1814

138.88 DA

123575.A10

31, 2001 at Reel 012029, Frame 0361 in prior U.S. Application No. 09/856,161 for "Display Device and Luminance Control Method Therefor", which issued as U.S. Patent 6,414,660, entitled "Display Device and Method of Controlling Its Brightness".

The undersigned is an attorney or agent of record authorized to act on behalf of the assignee in the filing of this terminal disclaimer.

Your petitioner, Matsushita Electric Industrial Co., Ltd., hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified '330 application which would extend beyond the expiration date of a U.S. Patent granted on U.S. Application No. 10/727,329, and hereby agrees that any patent so granted on the above-identified '330 application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to the United States Patent that issues from U.S. Application No. 10/727,329, this agreement to run with any patent granted on the above-identified '330 application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above identified '330 application prior to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 as presently shortened by any terminal disclaimer of the U.S. Patents that issue based upon U.S. Application No. 10/727,329 in the event that either of them later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in

123575.A10

whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the failure of common ownership stated above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted, Matsushita Electric Industrial Co., Ltd.

Steven Wegman Reg. No. 31,438

Steven Wegman Reg. No. 31,438

July 5, 2006

(121575 00028439\_A09)